



09/08/2004 19:01 2148660010

CHALKER FLORES LLP

PAGE 05/09
Page 1 of 2

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UNITED STATES DEPARTMENT OF COMMERCE
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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/828,935	04/21/2004	David G. Gorenstein	UTMB:1024

34725
CHALKER FLORES, LLP
12700 PARK CENTRAL, STE. 455
DALLAS, TX 75251

Docketed
MADDY Ranta
Due *9/8/04*

CONFIRMATION NO. 5115

FORMALITIES LETTER



OC000000013182247*

Date Mailed: 07/08/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

09/09/2004 JADD01 00000010 10828935

01 FC:2001 385.00 OP
02 FC:2202 549.00 OP
03 FC:2201 43.00 OP
04 FC:2051 65.00 OP

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 385 to complete the basic filing fee for a small entity.
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- This application clearly fails to comply with the requirements of 37 CFR 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of \$592 as a small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$1042 for a Small Entity

- \$385 Statutory basic filing fee.
- \$65 Late oath or declaration Surcharge.
- Total additional claim fee(s) for this application is \$592
 - \$43 for 1 independent claims over 3.
 - \$549 for 61 total claims over 20.

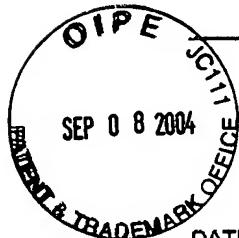
Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

A copy of this notice MUST be returned with the reply.

-f.ln4
Customer Service Center
Initial Patent Examination Division (703) 308-1202
PART 2 - COPY TO BE RETURNED WITH RESPONSE

CHALKER FLORES, LLP

INTELLECTUAL PROPERTY LAW



Fax

DATE: September 8, 2004

TO	Box / Fax No.	RE:
US Patent and Trademark Office	703-748-4060	Serial No. 10/828,935 Filing Date: 4/21/2004 Inventor: Gorenstein
FROM	Edwin Flores	eflores@chalkerflores.com
DIRECT LINE	214-866-0001	
DIRECT FAX	214-866-0010	
CLIENT/MATTER NO.	UTMB:1024	
TOTAL PAGES (including cover)	9	
Customer No.	34,725	

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Is this for Service of Documents?
Please indicate local time deadline:
Confirmation Requested:

Comments

Attached for filing please find:

1. PTO Transmittal Form	- 1 pg.
2. PTO Fee Transmittal	- 1 pg.
3. PTO Form 2038	- 1 pg.
4. Notice to File Missing Parts	- 2 pgs.
5. Oath & Declaration	- 1 pg.
6. Ack. Receipt for Bio Sequence Listing	- 2 pgs.

Thank you,

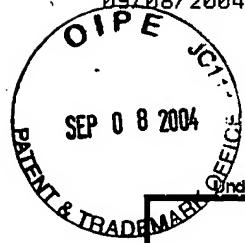
Edwin Flores, Reg. No. 38,453

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12700 Park Central, Suite 455

Tel: 214.866.0001

PAGE 1/9 * RCVD AT 9/8/2004 8:01:44 PM [Eastern Daylight Time] * SVR:USPTO-EFXRF-2/0 * DNIS:7464060 * CSID:2148660010 * DURATION (mm:ss):03:54 00:10



PTO/SB/21 (04-04)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>		Application Number	10/828,935
Total Number of Pages in This Submission		Filing Date	Apr 21, 2004
		First Named Inventor	Gorenstein, David G.
		Art Unit	
		Examiner Name	
		Attorney Docket Number	UTMB:1024

ENCLOSURES <i>(Check all that apply)</i>		
<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input checked="" type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance communication to Technology Center (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
Fax Transmittal Sheet; PTO Form 2038; Oath & Declaration; Acknowledgement Receipt for Bio Sequence Listing		
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Edwin Flores, Reg. No. 38,453 Chalker Flores, LLP
Signature	
Date	September 8, 2004

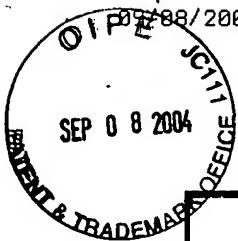
CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Typed or printed name	Edwin Flores
Signature	
Date	September 8, 2004

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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08/28/2004 19:01 2148660010

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FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

 Applicant Claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$1,042.00)

Complete if Known

Application Number	10/828,935
Filing Date	4/21/2004
First Named Inventor	Gorenstein, et al.
Examiner Name	
Art Unit	
Attorney Docket No.	UTMB:1024

METHOD OF PAYMENT (check all that apply)

 Check Credit card Money Order Other None

Deposit Account

Deposit Account Number	
Deposit Account Name	

The Director is authorized to: (check all that apply)

Charge fee(s) indicated below Credit any overpayments
 Charge any additional fee(s) or any underpayment of fee(s)
 Charge fee(s) indicated below, except for the filing fee
 to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity	Small Entity	Fee Description	Fee Paid
1001 770	2001 385	Utility filing fee	385.00
1002 340	2002 170	Design filing fee	
1003 530	2003 265	Plant filing fee	
1004 770	2004 385	Reissue filing fee	
1005 160	2005 80	Provisional filing fee	

SUBTOTAL (1) (\$1,385.00)

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Extra Claims	Fee from below	Fee Paid
81	-20=	81	549.00
4	-3*=	1	43.00

Multiple Dependent

Large Entity	Small Entity	Fee Description
1202 18	2202 9	Claims in excess of 20
1201 66	2201 43	Independent claims in excess of 3
1203 290	2203 145	Multiple dependent claim, if not paid
1204 66	2204 43	"Reissue Independent claims over original patent
1205 18	2205 9	"Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$1,592.00)

- or number previously paid, if greater. For Reissues, see above

3. ADDITIONAL FEES	Large Entity	Small Entity	Fee Description	Fee Paid
1051 130	2051	65	Surcharge - late filing fee or oath	65.00
1052 50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053 130	1053	130	Non-English specification	
1812 2,520	1812	2,520	For filing a request for ex parte reexamination	
1804 920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805 1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251 110	2251	55	Extension for reply within first month	
1252 420	2252	210	Extension for reply within second month	
1253 950	2253	475	Extension for reply within third month	
1254 1,480	2254	740	Extension for reply within fourth month	
1255 2,010	2255	1,005	Extension for reply within fifth month	
1401 330	2401	165	Notice of Appeal	
1402 330	2402	165	Filing a brief in support of an appeal	
1403 290	2403	145	Request for oral hearing	
1451 1,510	1451	1,510	Petition to institute a public use proceeding	
1452 110	2452	55	Petition to revive - unavoidable	
1453 1,330	2453	665	Petition to revive - unintentional	
1501 1,330	2501	665	Utility issue fee (or reissue)	
1502 480	2502	240	Design issue fee	
1503 640	2503	320	Plant issue fee	
1480 130	1480	130	Petitions to the Commissioner	
1807 50	1807	50	Processing fee under 37 CFR 1.17(q)	
1806 180	1806	180	Submission of Information Disclosure Stmt	
8021 40	8021	40	Recording each patent assignment per property (times number of properties)	
1808 770	2808	385	Filing a submission after final rejection (37 CFR 1.129(a))	
1810 770	2810	385	For each additional invention to be examined (37 CFR 1.129(b))	
1801 770	2801	385	Request for Continued Examination (RCE)	
1802 900	1802	900	Request for expedited examination of a design application	

Other fee (specify)

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$1,65.00)

SUBMITTED BY				
Name /Print/Type/	Edwin Flores	Registration No. (Attorney/Agent)	38,453	Telephone
Signature			Date	9/8/04

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

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Electronic Version 1.1

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SEP 08 2004

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C11
TRADEMARK
OFFICETitle of
InventionBead Bound Combinatorial Oligonucleoside Phosphorothioate and
Phosphorodithioate Aptamer Libraries

Submission Type: BIO Sequence Filing

Application Number: 10/828935

10/828935

EFS ID: 68154

Server Response:

Confirmation Code	Message
ISVR1	Submission was successfully submitted - Even if Informational or Warning Messages appear below, please do not resubmit this application
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First Named Applicant: David Gorenstein

Attorney Docket Number: UTMB1024

Timestamp: 2004-09-08 19:07:13 EDT

From: us

File Listing:

Doc. Name	File Name	Size (Bytes)
us-bio-seq-trans	UTMB1024-usbios.xml	654
us-bio-seq-trans	us-bio-seq-trans.dtd	2905
us-bio-seq-trans	us-bio-seq-trans.xsl	6567
sequence-listing	UTMB1024.txt.txt	24329
package-data	UTMB1024-pkda.xml	2151
package-data	package-data.dtd	27025
package-data	us-package-data.xsl	19263
Total files size		82894

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Office,ou=Department of Commerce,o=U.S.
Government,c=US

